

**SECRET**

**OLC RECORD COPY**

Approved For Release 2004/05/21 : CIA-RDP81M00980R003100010002-5  
THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Office of Legislative Counsel

OLC 78-2980/a

*PKS filed  
HSCI*

Mr. Thomas K. Latimer, Staff Director  
Permanent Select Committee on Intelligence  
House of Representatives  
Washington, D.C. 20515

Dear Tom:

I am forwarding a letter to Chairman Boland in response to the request made by Arthur A. Frankl, of Springfield, Massachusetts, for assistance for one of Mr. Frankl's clients, whose ex-husband is believed to have been an employee of the CIA. The classified letter to Chairman Boland spells out the particulars of the CIA's relationship with the ex-husband, [redacted] As you will note, there is no remedy presently available to CIA.

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I am also forwarding a proposed draft reply to the constituent and hope that it will be useful to Chairman Boland.

Sincerely,

*[Signature]*

Acting Legislative Counsel

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Enclosures  
*As stated*

Distribution

Orig - adse

1 - [redacted]  
1 - [redacted]  
1 - [redacted]  
1 - [redacted]

1 - OLC Subject  
1 - OLC Chrono

OLC:MMP:sf (29 August 1978)

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**SECRET**

**SECRET****OLD RECORD COPY**

## THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

OLC 78-2980/b

Office of Legislative Counsel

**PKS**

Honorable Edward P. Boland, Chairman  
 Permanent Select Committee on Intelligence  
 House of Representatives  
 Washington, D.C. 20515

Dear Mr. Chairman:

This letter is in response to your note of 9 August 1978 submitting a letter received from Arthur Frankl for consideration by the Agency. In that letter, Mr. Frankl asked that you inquire into whether [redacted] was terminated as an employee of this Agency, what the particulars of his pension are, and what his current employment situation is.

The following information is provided to you in your capacity as Chairman of the House Permanent Select Committee on Intelligence.

Our records indicate that a [redacted]  
 [redacted] was employed as a covert contract employee of this Agency prior to termination of his contract in March 1978. His record of employment with the Agency remains classified. [redacted] is not a participant in the CIA Retirement and Disability System and does not receive any pension benefits under the CIA retirement system. However, [redacted] has contributed towards Civil Service Retirement and will become eligible for an annuity under that system when he reaches age 62--17 years hence.

Since [redacted] association with the Agency is still classified, and since disclosure of this relationship may harm on-going intelligence operations, this Agency cannot authorize the release of the above information to Mr. Frankl. Also, the details of [redacted] employment record and pension entitlements appear to fall within the purview of the Privacy Act of 1974, P.L. 93-579, 5 U.S.C. § 552a, and as such cannot be released to Mr. Frankl or [redacted] without [redacted] consent. However, it may still be possible to draft a responsive reply.

In light of the fact that [redacted] is no longer employed by CIA and does not receive pension benefits from the Agency, it would not be out of order to reply that [redacted] is not employed by CIA and does not receive pension benefits from the Agency. I have enclosed a proposed reply to Mr. Frankl for your consideration.

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By way of background, Mr. Frankl's request is not unusual. The Agency periodically receives requests from the wives and ex-wives of covert employees for assistance in obtaining funds for support or alimony. Our policy has been to try to settle these matters between our employee and his spouse without imposing "cover" as an impediment or shield for the employee to hide behind. Unfortunately, [redacted] request comes too late for this Agency to be of any assistance. [redacted] no longer receives any funds from CIA that could be garnished for [redacted] support and [redacted] is no longer subject to any control by CIA.

If I can be of any further assistance to your office, please feel free to contact me.

Per your request, we are returning your correspondence with this reply.

Sincerely,

[redacted]  
Acting Legislative Counsel

Enclosures  
As stated

Distribution

Orig - adse [redacted]

1 - [redacted] [redacted]

1 - [redacted] [redacted]

1 - CCS [redacted]

1 - OGC [redacted]

1 - OLC Subject

1 - OLC Chrono

OLC:MMP:sf (29 August 1978)

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**SECRET**

O L C 78.2980/c

PROPOSED REPLY

Arthur A. Frankl, Esquire  
52 Mulberry Street  
Springfield, Mass. 61105

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Re: [redacted]

Dear Mr. Frankl:

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In response to your requests on behalf of [redacted]  
[redacted] I have asked that the Central Intelligence Agency  
check its indices for a record of employment or retirement  
for [redacted]. I have been informed by the CIA  
that [redacted] is not employed by CIA, nor is there a record  
of [redacted] receiving retirement benefits under the  
CIA Retirement and Disability System. The Agency has informed  
me that if [redacted] were an employee or annuitant of CIA, it  
would attempt to promote a resolution of this matter notwithstanding  
any cover or security considerations concerning its  
employee. Consequently, I have been assured that the above  
information accurately reflects [redacted] status with CIA.

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I am sorry that the outcome of this inquiry was not  
favorable to [redacted] needs. If I or my staff can be of  
any further assistance, please feel free to contact us.

Sincerely,

HOUSE OF REPRESENTATIVES, U.S.  
WASHINGTON, D. C.

August 9....., 1978....

Congressional Inquiry Division  
CENTRAL INTELLIGENCE AGENCY  
Washington, D. C. 20505

The attached communication is submitted for your consideration, and to ask that the request made therein be complied with, if possible.

If you will advise me of your action in this matter and have the letter returned to me with your reply, I will appreciate it.

Very truly yours,

  
EDWARD P. BOLAND M.C.

..... District.

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**Next 5 Page(s) In Document Exempt**

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